

**MINUTES OF THE PUBLIC HEARING HELD BEFORE THE
COMMON COUNCIL OF THE CITY OF JASPER, INDIANA
JANUARY 3, 2005
(RESCHEDULED FROM 12/22/2004)**

A public hearing was held at 6:15 p.m. on Monday January 3, 2005 in the Council Chambers of City Hall, 610 Main Street, Jasper, Indiana. Due to the inclement weather, this public hearing was cancelled on December 22, 2004 and rescheduled for the above listed date and time.

Roll Call.

Mayor William J. Schmitt	Present
Councilmembers	
John Schroeder	Present
Bradley Seger	Present
Thomas Schmidt	Present
Ambrose 'Butch' Schitter	Present
Renee Kabrick	Present
Randall Buchta	Present
Raymond Howard	Present
City Attorney Sandra Hemmerlein	Present
Clerk-Treasurer Juanita S. Boehm	Present

Clerk-Treasurer Juanita Boehm announced that in order to have a quorum for the hearing, a majority of the members of the legislative body must be in attendance. All seven members were in attendance; therefore, there was a quorum for the hearing.

Mayor Schmitt then invited all those present to recite the Pledge of Allegiance.

The purpose of the hearing was to receive public comments concerning the petition of ACK Inc. to vacate a portion Raphyl Road located in the Ackerman Commercial Park subdivision.

Notice appeared in the Herald on December 7, 2004. Notice was also posted at city hall.

Ken Brosmer, Brosmer Land Surveying, representing ACK Inc. presented a map of Ackerman Commercial Park subdivision. He requested vacating Raphyl Road from Lube Way to the railroad track. He reported that there is a public utility easement on each side of the road which serves a lift station. Mr. Brosmer stated that ACK Inc. will grant access to the lift station. Mr. Brosmer also stated that there are electric, gas and water lines in Raphyl Road, but once the road is vacated, those lines will become service lines.

During discussion, Councilmember Ambrose Schitter asked if ACK Inc. would provide access to the lift station at their expense, to which Mr. Brosmer responded in the affirmative.

City Engineer Chad Hurm reported that department managers had reviewed the proposed plans to vacate Raphyl Road. He said there had been concerns about the existing utility easements and how electricity would be provided to the lift station, but all managers had agreed that those issues have been adequately addressed, so there were no objections to the vacation.

On **motion** made by Councilmember Thomas Schmidt, seconded by Councilmember Ambrose Schitter, and unanimously agreed, the public hearing was closed at 6:23 p.m.

William J. Schmitt, Mayor
Presiding Officer

Attest:

Juanita S. Boehm, Clerk-Treasurer

Cynthia Kluemper, Recording Secretary